



Federal Communications Commission  
Washington, D.C. 20554

October 9, 2003

Dana J. Puopolo  
2134 Oak Street, Unit C  
Santa Monica, California 90405

Dear Mr. Puopolo:

This is in response to a petition for rule making that you filed proposing the allotment of Channel 253C at Silverdale, Washington.

We have reviewed your proposal and find that it is unacceptable for consideration as filed. A staff engineering analysis indicates that Channel 253C at Silverdale at your selected site (47-37-48 and 123-21-34) is short spaced to Channel 253C, Station CFMS-FM, Victoria, British Columbia, Canada, and to the allotment of Channel 252B, Chilliwack, British Columbia, Canada. Our analysis further shows that due to terrain blocking, the allotment of Channel 253C at Silverdale could not provide city grade coverage to the community as required by the Commission's Rules.

Based on the above discussion, we are returning your petition for Silverdale, Washington. Alternatively, you may wish to determine if an alternate channel is available for allotment at Silverdale that is not in conflict with the channels at Victoria and Chilliwack, British Columbia, Canada, and provides city grade coverage to the entire community.

Sincerely,

A handwritten signature in black ink, appearing to read "John A. Karousos".

John A. Karousos  
Assistant Chief, Audio Division  
Media Bureau

Enclosure

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D. C. 20554

In the matter of )  
Amendment of Section 73.202 (b), ) MB Docket No. \_\_\_\_\_  
Table of Allotments )  
FM Broadcast Stations ) RM- \_\_\_\_\_  
(Silverdale, Washington) )

**PETITION FOR RULEMAKING**

To the Chief, Allocations Branch:

1 Dana J Puopolo ("Petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purpose of considering amending Section 73.202(b) of the Commission's rules. In support whereof the following is stated:

2. Petitioner proposes the Commission allot FM channel 253C to Silverdale, Washington as its first commercial FM service. This would require amending Section 73.202(b) of the Commission's rules as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Silverdale, WA	-	253C

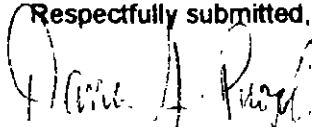
3. Silverdale is a Census Designated Place located in Western Washington. It is located in Kitsap County. In 2000, the United States Census Bureau estimated that Silverdale had a population of 15,816 persons.

4. FM channel 253C can be assigned to Silverdale in full compliance with the Commission's minimum distance separation requirements. This is illustrated in the attached spacing study. Coordinates used are N 47°37'48", W 123°21'34" and are located atop Mt. Duckabush approximately 50 Km West of Silverdale. This site restriction is necessary to prevent short spacings with stations KING-FM and KUPL-FM, both Seattle, WA. As a broadcast engineer with over 30 years of experience, petitioner is confident he can find a suitable transmitter site for channel 253C if it is allotted to Silverdale.

5. Petitioner, or an entity with which he is affiliated, intends to apply for a construction permit to activate channel 253C if it is assigned to Silverdale as proposed. If his application is granted, he shall promptly construct and operate the proposed station.

6. Petitioner hereby verifies and affirms that the statements given in this petition for rulemaking are his, and are accurate to the best of his knowledge.

Respectfully submitted,

  
Dana J Puopolo  
2134 Oak St., Unit C  
Santa Monica, CA 90405  
July 15, 2003

Spacing study FM channel 253C, Silverdale, WA  
at coordinates N 47:37:48, W 123:21:34

CHAN	FREQ	CALL	LOCATION		DIST	REQ	CLEAR
251C	98.1	KING-FM	SEATTLE	WA US	105	105	0
251A	98.1	KCYS	SEASIDE	OR US	192	95	97
252A	98.3	ALLOC	RAINIER	OR US	165	165	0
254C1	98.7	KUPL-FM	PORTLAND	OR US	240	209	31
254C2	98.7	KLES	MABTON	WA US	276	188	88
255C	98.9	KWJZ	SEATTLE	WA US	105	105	0

